

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

D.C., *et al.*

Plaintiffs,

v.

FAIRFAX COUNTY SCHOOL BOARD, *et al.*

Defendants.

Civil Action: 1:22-CV-01070-MSN-IDD

**PLAINTIFFS' MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE
TO FILE NOTICE OF SUPPLEMENTAL AUTHORITY IN FURTHER
OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS**

Plaintiffs respectfully submit this Memorandum in Support of their Motion for Leave to File a Notice of Supplemental Authority in Further Opposition to Defendants' Motions to Dismiss.

The Local Rules for the District Court for the Eastern District of Virginia prohibit the filing of "further briefs or written communications" "without first obtaining leave of Court." E.D. Va. Loc. Civ. R. 7(F)(1). Plaintiffs seek leave to file their Notice of Supplemental Authority, which discusses the U.S. Supreme Court's March 21, 2023 opinion in *Perez v. Sturgis Pub. Schs.*, Case No. 21-997.

Plaintiffs seek leave to bring this relevant and recent authority to the attention of the Court so that the Court may consider it while Defendants' Motions to Dismiss are pending. Accordingly, Plaintiffs respectfully request that the Court permit the filing of their Notice of Supplemental Authority in Further Opposition to Defendants' Motions to Dismiss.

Dated: April 4, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of April, 2023, I will electronically file a copy of the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the registered participants as identified on the NEF to receive electronic service.

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